
HOUSE BILL No. 1218

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-16-2-4.

Synopsis: Review of bid selection. Requires a state agency, if it awards a contract for a public work or improvement to a person other than the lowest bidder, to meet upon request with the lowest bidder and to discuss the lowest bidder's bid with the lowest bidder. Requires each state agency to develop a policy concerning such meetings.

Effective: July 1, 2010.

Davis, Cherry

January 11, 2010, read first time and referred to Committee on Labor and Employment.

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Second Regular Session 116th General Assembly (2010)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2009 Regular and Special Sessions of the General Assembly.

HOUSE BILL No. 1218

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-16-2-4 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2010]: **Sec. 4. (a) As used in this section, "state agency" has the**
4 **meaning set forth in IC 4-13.5-1-1(10).**

5 **(b) If a state agency awards a contract for a public work or**
6 **improvement to a person submitting a bid other than the lowest**
7 **bid, the person submitting the lowest bid may, within seven (7)**
8 **days after the announcement of the awarding of the contract,**
9 **request a meeting with the state agency.**

10 **(c) Within seven (7) days after receiving a request for a meeting**
11 **under subsection (b), the state agency shall meet with the person**
12 **who submitted the lowest bid to give that person the opportunity**
13 **to discuss that person's bid. The state agency shall provide to that**
14 **person, in writing, the agency's reasons for accepting a bid that**
15 **was higher than that person's bid.**

16 **(d) Each state agency must develop a policy (as defined in**
17 **IC 5-22-2-21) for meetings under this section with the lowest**



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1 bidder on a contract for a public work or improvement. The
2 procedures established by a policy developed under this subsection
3 are not administrative hearing procedures subject to IC 4-21.5.

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